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TYRELL MICHAEL GARCIA and DOROTHY GARCIA,

Index No. 07 CIV 10441  
(Judge Griesa)

-VS-

NEW YORK CITY, DETECTIVE SEAN WARD of the 105<sup>th</sup> precinct, ET. AL.,  
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STATE OF NEW YORK )  
COUNTY OF NEW YORK ) ss.

Undersigned deponent, being duly sworn deposes and says that said deponent is not a party to this action, is over the age of eighteen years and resides in the State of New York. Deponent served the within process as follows:

**PROCESS SERVED:** THIRD AMENDED SUMMONS, JURY TRIAL DEMAND, THIRD AMENDED COMPLAINT

**PARTY SERVED:** POLICE OFFICER BENJAMIN COLECCHIA SHIELD # 22428

**LOCATION OF SERVICE:** c/o NYPD E.S.U. Administration-Edwards Hall, 3<sup>rd</sup> Floor  
Floyd Bennett Field, Brooklyn, NY 11234

**PARTY ACCEPTING SERVICE:** Joanne D'Ambrosi, S.P.A.A.  
**DATE OF SERVICE:** 7/16/08 **TIME OF SERVICE:** 1:40 p.m.

An approximate description of the person served with process listed herein:

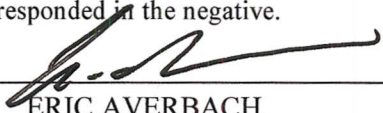
**SEX:** F **SKIN COLOR:** White **HAIR:** Black **AGE:** 47 **HEIGHT:** 5'5"  
**WEIGHT:** 135 **OTHER FEATURES:** Wavy hair.

Deponent further states that the within process was served in the following manner:

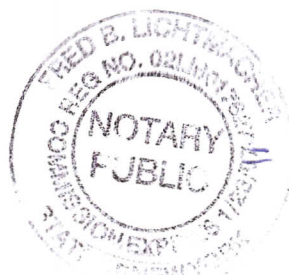
By delivering to and leaving with a person of suitable age and discretion a true copy of the within named process. Service was made at the address given above which is the usual place of business of the named party.

Service was completed when deponent deposited a copy of the process in an official depository of the US Postal Service, first class postage paid, in a properly addressed envelope bearing the legend 'PERSONAL & CONFIDENTIAL'. Said envelope was sent to the address listed herein and was mailed within twenty-four hours of service.

At the time of service, deponent asked the party accepting process if the defendant was in the military service of this state or nation or any other nation, and she responded in the negative.

  
ERIC AVERBACH  
NYC Lic. #918927

  
SWORN TO BEFORE ME ON 7/25/08



Qualified  
in Queens